

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Dieter HOFFMEIER

Serial No.: 10/526,053

Filed: April 18, 2005

For: Water Play Pump

Examiner: Weinstein, L. J.
Group Art: 3746

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

S I R:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated April 14, 2008 of the Primary Examiner twice or finally rejecting claims 11-28.

The items checked below are appropriate:

1. ☒ The time for response to the Office Action of April 14, 2008 expires on October 14, 2008.
2. ☐ A -month extension of time for response to the Office Action dated was filed on . [No additional extensions of time are required.]
- 3a. ☒ Applicant hereby requests a three-month extension of the original shortened statutory response period set in the Office Action of April 14, 2008. Payment in the amount of \$555.00 for the government fee for an extension of time is enclosed herewith.

- 3b. ☐ This is not the first request for an extension of time relative to the outstanding paper. The period for response has already been extended by -month(s) by petition dated . Please extend the time for response by an additional -month(s). With this extension, the deadline for filing the required paper will be . Payment for the additional extension fee of \$ is enclosed.
4. ☒ Payment of the appeal fee of \$270.00 and any other fee applicable
☐ is enclosed herewith.
☐ No additional fee is required (fee paid in prior appeal).
☒ Charge the fee to Deposit Account No. 03-2412.
5. ☒ Charge any additional fees required, for example, for lodging this appeal or for filing the Appeal Brief, not otherwise paid by check, to Deposit Account No. 03-2412.

Respectfully submitted,
COHEN PONTANI LIEBERMAN & PAVANE LLP

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Dated: October 14, 2008